

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
GREENVILLE DIVISION

BIDZIRK, LLC, DANIEL G. SCHMIDT,
III, and JILL PATTERSON,

Plaintiffs,

v.

PHILIP J. SMITH,

Defendant.

Civil Action No. 6:06-CV-00109-HMH

AFFIDAVIT OF KEITH WILLIAMS

State of South Carolina
County of Greenville

CAME BEFORE ME, the undersigned officer duly authorized to administer oaths, Keith Williams, a person known to me, who, upon being sworn, deposes and states:

1.

My name is Keith Williams. I am over 18 years of age and am qualified in all respects to testify to the matters asserted herein. I have personal knowledge of those facts and know them to be true.

2.

On July 28, 2006, I was contacted by Kevin Elwell at K.M. Elwell, P.C., a law firm in Greenville. I was asked to deliver an envelope containing several papers. These

included BidZirk's interrogatories, requests for production of documents, requests for admission and a notice to take the deposition of Philip Smith.

3.

On July 28, 2006, I retrieved the package, which was addressed to Philip Smith, from Mr. Elwell's office and proceeded to 601 Cleveland Street, Apartment 5-C in Greenville, which I knew from prior deliveries I have made at that location to be the residence of Philip Smith.

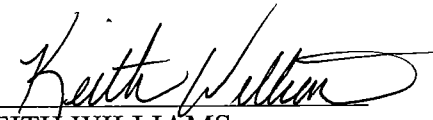
4.

Upon arriving at Mr. Smith's residence, I delivered the package to Mr. Smith, either by placing it in his hands, or by leaving the package leaning against the front door of his residence.

FURTHER AFFIANT SAYETH NAUGHT.

Sworn to and subscribed
before me this 15th day
of September, 2006.


NOTARY PUBLIC


KEITH WILLIAMS